<u>Remarks</u>

By this amendment, Applicant cancels claims 9, 12, 20, 32, and 42 and amends claims 1,

10, 11, 13–16, 18, 21–26, 31, 33, 35, 36, 38, and 41 to set forth the invention with more

particularity. No new matter is added by this amendment. Claims remaining in this application

are:

Independent claims: 1, 18, 26, 38, 41

Dependent claims: 2–8, 10, 11, 13–17, 19, 21–25, 27–31, 33–37, 39, 40

Although Applicant did not formally conduct an examiner interview on this case, the

examiner interview held January 13, 2009 with Examiners Leiva and Jones included a

demonstration of the invention. Applicant thanks Examiners Leiva and Jones for their

consideration during the examiner interview. During that interview, co-inventor Wayne Odom,

Applicant's representative, and Examiners Leiva and Jones discussed the claims as relating

generally to the references cited. Mr. Odom demonstrated the invention, particularly the aspects

of the invention relating to executing program instructions from a removable data storage without

storing any program instructions on computer RAM. Mr. Odom also demonstrated how certain

partitions are secure and non-volatile so that when a game is restarted, the game is restored at the

stopping point with an unaltered credit history or game history. In discussing the claims of the

parent application, Examiners suggested that certain concepts and phrases be included in the

amended claims to reflect these features and suggested that such amendments would overcome

the references cited.

<u>Rejections Under 35 U.S.C. §§ 102 and 103</u>

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In response to Examiners' suggestions for amending the claims of the parent application, Applicant submits amendments to the claims of this CIP application. No new matter is added by this amendment. For Examiners' reference, support for the claim limitation for memory physically associated with a computer processor appears in the second paragraph on page 13, the claim limitation for executing program instructions from the data storage without storing anything on the memory appears in the final paragraph on page 17 and running onto page 18, the claim limitation for secure partitions appears in the first full paragraph on page 14, and the claim limitation for storing a game history and/or credit balance in non-volatile memory appears throughout pages 10 and 15–16 which describe the memory as flash memory (a form of non-volatile memory) in one embodiment and as WORM memory that is not rewritten or altered in an additional or alternative embodiment.

Applicant submits that the references directed to data backup systems cited fail to disclose or suggest the features recited in the amended claims. Therefore, Applicant submits that the claims are allowable over the cited references.

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CONCLUSION

For the reasons advanced above, it is submitted that all claims are now in condition for

allowance. Should Examiner feel that a telephone interview would advance allowance of the

present claims, Applicant would invite and request such an interview.

Respectfully submitted,
MORISHITA LAW FIRM, LLC

Dated: **3/19/2009**   By: _____

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